

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
CIVIL MINUTES - GENERAL**

CASE NO.: CV-90-3122-R

Date: April 17, 2000

TITLE: UNITED STATES OF AMERICA et al V. MONTROSE CHEMICAL etc et al

PRESENT:

HON. MANUEL L. REAL, JUDGE

William Horrell
Deputy Clerk

Leonore LeBlanc
Court Reporter

ATTORNEYS PRESENT FOR PLAINTIFFS:

**Steven O'Rourke DOJ
John Saurenman Dep A/G
H Michael Semler
Karen Dworkin
Ann Hurley
Christina Humway Falk**

ATTORNEYS PRESENT FOR DEFENDANTS:

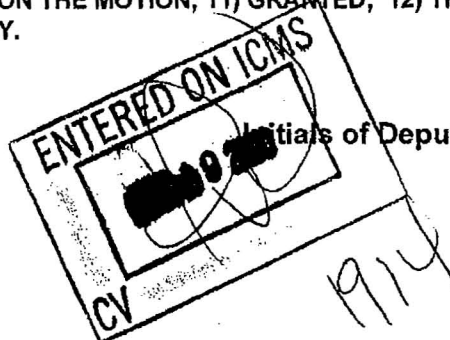
**Peter Simshauser
Paul Galvani
Karl Lytz
Eric Katz
Cary Lerman
Thomas Hannigan Jr
Peter Gregora
Layn Phillips**

PROCEEDINGS:

- 1) DDT Defendants' motion for reconsideration of the Court's Oct. 19, 1999 Order re Plaintiffs' ownership of the Palos Verdes Shelf, or for certification of said order
- 2) Plaintiffs' motion to strike affirmative defenses or for summary judgment on 2nd claim
- 3) Plaintiffs' motion to strike non-statutory defenses from 3rd A/C
- 4) Defendant USA's motion to dismiss tort counterclaims
- 5) Plaintiffs' motion for summary judgment of liability as to defendants Montrose, Atkemix & Rhone-Poulenc
- 6) Plaintiff USA's motion for partial summary judgment of liability of defendants Montrose and Aventis for response costs relating to sewers & Palo Verdes Shelf
- 7) Counterdefendant State of Ca's motion for partial summary judgment re ownership of Montrose site
- 8) Counterdefendant State of Ca's motion for partial summary judgment re operator liability; and cross-motion
- 9) Defendant Chris-Craft etc's motion for partial summary judgment re plaintiff State of Ca's liability as an arranger under CERCLA; and cross-motion
- 10) Defendants' motion for sanctions due to governmental misconduct
- 11) DDT Defendants' motion to exclude plaintiffs' contingent valuation report & testimony based thereon
- 12) Defendants' motion to compel deposition testimony of John Scott

THE COURT RULES AS FOILLOWS: 1) DENIED; 2) MOOT; 3), 4), 5), & 6) GRANTED IN PART AND DENIED IN PART AS STATED ON THE RECORD; 7) GRANTED; 8) GRANTED, AND THE CROSS-MOTION IS DENIED; 9) DENIED, AND THE CROSS- MOTION IS DENIED; 10) HEARING ON THIS MOTION IS CONTINUED TO JUNE 12, 2000 AT 10 AM TO ALLOW PARTIES TO SUPPLEMENT THE RECORD BEFORE THE COURT RULES ON THE MOTION; 11) GRANTED; 12) THE MOTION IS WITHDRAWN BY THE MOVING PARTY.

**MINUTES FORM 11
CIVIL - GEN**



Initials of Deputy Clerk

WH

EXHIBIT H